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and on behalf of all others similarly situated

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PAUL MEOLA, individually, and on behalf
of all others similarly situated,

Plaintiff,

vs.

AXA FINANCIAL, INC.; AXA ADVISORS,
LLC; AXA EQUITABLE LIFE
INSURANCE CO.; and DOES 1 through 10,
inclusive,

Defendants.

Civil Action No. C06-4291 (JSW)

[Assigned to Hon. Jeffrey S. White, Dept. 2]

**~~PROPOSED~~ ORDER RE DISMISSAL
OF AXA FINANCIAL, INC. AND COUNT
TWO OF THE COMPLAINT**

AND CONTINUING INITIAL CMC

Class Action Complaint Filed: July 13, 2006

WHEREAS the parties have concurrently filed and executed a Stipulation for Dismissal of
AXA Financial, Inc. and Count Two of the Complaint, and good cause having been shown,

1 It is hereby ORDERED that:

- 2 1. AXA Financial, Inc. be dismissed, without prejudice, from the above-captioned
3 matter and that all parties bear their own costs with respect to this dismissal;
- 4 2. Count Two of the Complaint be dismissed, with prejudice, as to all defendants and
5 that all parties bear their own costs with respect to this dismissal;
- 6 3. Defendants shall have 45 days from the date of entry of this order approving the
7 parties' Stipulation to respond to Plaintiff's Complaint; and
- 8 4. The hearing, scheduled for December 15, 2006, on the Motion to Dismiss for Lack
9 of Personal Jurisdiction and Motion to Dismiss Count Two For Failure to State a
10 Claim be taken off calendar.
- 11 5. The initial case management conference set for December 15, 2006 following the
12 motions hearing is CONTINUED to Friday February 17, 2007 at 9:00 a.m.
13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14 Dated: November 21, 2006

15 
Jeffrey S. White, U.S. District Judge